



CITY OF KEY WEST

PO Box 1409 (1300 White St.)

Key West, FL 33041

licensing@cityofkeywest-fl.gov

PEDDLER PERMIT APPLICATION

(Revised 10/2017)

Name: _____ Date: _____

Home Address: _____ Zip Code: _____

Mailing Address: _____ Zip Code: _____

Email: _____ Phone #: _____

Height: _____ Weight: _____ Eye Color: _____ Hair Color: _____

Type of business/goods being sold: _____

If not self-employed, name of employer: _____

Employer address / type of relationship: _____

The length of time for which the right to do business is desired (maximum 365 days): _____

The place where the goods or property proposed to be sold or orders taken for the sale thereof are manufactured or produced, where such goods or products are located at the time the application is filed and the proposed method of delivery: _____

____ Yes ____ No Have you been convicted of any crime, misdemeanor, or violation of any municipal ordinance? If yes, nature of the offense & the punishment or penalty assessed thereof: _____

____ Yes ____ No Will the applicant, upon any sale or order, demand, accept or receive payment or deposit of money in advance of final delivery? _____

By signing below, I certify that the above information is true, complete, and correct. I have received a copy of sections 18-541 through 18-589, City of Key West Municipal Code, and have read and agree to abide by the provisions outlined in the ordinance.

Signature: _____

REQUIRED ATTACHMENTS:

____ Application/permit fee \$225.00

____ 2" x 2" photo of applicant

____ Review of government-issued identification

____ Surety bond – Minimum \$1000, must state "the named insured shall comply fully with all the

applicable provisions of this Code, the ordinances of the city and state law regulating and

guaranteeing to any citizen of the city that all money paid as a down payment will be accounted for

and applied according to the representations of the peddler, and further guaranteeing to any citizen of

the city doing business with such peddler that the property purchased will be delivered according to

the representations of such peddler."

OFFICE USE ONLY:

Permit # issued: _____

Expiration date: _____

Licensing rep: _____



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ARTICLE X. - PEDDLERS

DIVISION 1. - GENERALLY

Sec. 18-541. - Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Peddler means any person, without any permanent or fixed place of business, carrying or transporting merchandise and offering it for sale or making sales door to door; taking orders on future sales; temporarily occupying premises or a motor vehicle to exhibit samples, take orders for future delivery or offer or make sales of merchandise; or using the telephone in the city to take orders or offer or make sales for future delivery. For the purposes of this article, the meaning of the word "peddler" includes the terms "canvasser," "solicitor," and "itinerant merchant."

(Code 1986, § 107.01)

Cross reference— Definitions generally, § 1-2

Sec. 18-542. - Exceptions to article.

This article shall not apply to religious organizations on public property, nor shall this article apply during periods of special events as authorized from time to time by the city manager.

(Code 1986, § 107.02)

Sec. 18-543. - Entrance to premises restricted.

It shall be unlawful for any peddler to enter upon any private premises when such premises are posted with a sign stating "no peddlers allowed" or "no solicitations allowed" or other words to such effect.

(Code 1986, § 107.03)

Sec. 18-544. - Refusing to leave.

Any peddler who enters upon premises owned, leased or rented by another and refuses to leave such premises after having been notified by the owner or occupant of such premises or his agent to leave the premises and not return to such premises shall be deemed guilty of an offense.

(Code 1986, § 107.04)

Sec. 18-545. - Misrepresentation.

It shall be unlawful for any peddler to make a false or fraudulent statement concerning the quality of his goods, wares, merchandise or services for the purpose of inducing another to purchase the goods, wares, merchandise or services.

(Code 1986, § 107.05)

Sec. 18-546. - Hours of operation.

It shall be unlawful for any peddler to engage in the business of peddling within the city between 8:30 p.m. and 8:30 a.m., or on Sundays and holidays.

(Code 1986, § 107.06)

Secs. 18-547—18-575. - Reserved.

DIVISION 2. - PERMIT

Sec. 18-576. - Required.

It shall be unlawful for any person to engage in business as a peddler within this city without first obtaining a permit to do so.

(Code 1986, § 107.08)

Sec. 18-577. - False information.

It shall be unlawful for any person to give any false or misleading information in connection with his application for a permit required by this division.

(Code 1986, § 107.12)

Sec. 18-578. - Application.

An applicant for a permit required under this division shall file with the city clerk a sworn application in writing, in duplicate, on a form to be furnished by the city, which shall give the following information:

- (1) The name and a description of the applicant.
- (2) The permanent home address and full local address of the applicant.
- (3) A brief description of the nature of the business and the goods to be sold.
- (4) If employed, the name and address of the employer, together with credentials establishing the exact relationship.
- (5) The length of time for which the right to do business is desired.
- (6) The place where the goods or property proposed to be sold or orders taken for the sale thereof are manufactured or produced, where such goods or products are located at the time the application is filed and the proposed method of delivery.
- (7) A photograph of the applicant, taken within 60 days immediately prior to the date of filing the application, which picture shall be two inches by two inches showing the head and shoulders of the applicant in a clear and distinguishing manner.
- (8) A statement as to whether or not the applicant has been convicted of any crime, misdemeanor or violation of any municipal ordinance, the nature of the offense and the punishment or penalty assessed therefor.
- (9) Whether the applicant, upon any sale or order, shall demand, accept or receive payment or deposit of money in advance of final delivery.
- (10) Such other relevant information as may be required by the investigation of the applicant.

(Code 1986, § 107.09)

Sec. 18-579. - Identification.

At the time of filing his application for a permit required by this division, the applicant shall present his driver's license or other government-issued picture identification, if he has one.

(Code 1986, § 107.10)

Sec. 18-580. - Application fee.

The applicant for a peddler's permit shall pay an application fee of \$25.00.

(Code 1986, § 107.11)

Sec. 18-581. - Fingerprints.

At the time of making application for a permit required by this division, the applicant shall submit to fingerprinting by the chief of police.

(Code 1986, § 107.13)

Sec. 18-582. - Bond.

- (a) Every applicant for a permit required by this division who is not a city resident or who is a city resident and represents a firm whose principal place of business is located outside the state shall file with the city manager a surety bond running to the city in the amount of \$1,000.00, with surety acceptable to and approved by the city manager. The bond shall be conditioned that the applicant shall comply fully with all the applicable sections of this Code, the city ordinances and state law regulating and concerning the business of peddling and guaranteeing to any citizen of the city that all money paid as a down payment will be accounted for and applied according to the representations of the peddler. The bond shall further guarantee to any citizen of the city doing business with such peddler that the property purchased will be delivered according to the representations of such peddler. Action on such bond may be brought in the name of the city to the use or benefit of the aggrieved person.
- (b) If the applicant is an agent, employee, canvasser or solicitor of a corporation authorized to do business in this state or registered under the fictitious name act of the state, such corporation or fictitious name business may furnish one bond in the amount of \$1,000.00 for any and all of its agents, employees, canvassers or solicitors.

(Code 1986, § 107.15)

Sec. 18-583. - Fee.

Before any permit shall be issued under the provisions of this division the applicant therefor shall pay a fee in the amount of \$200.00 to the city at its licensing division.

(Code 1986, § 107.14)

Sec. 18-584. - Permit duration.

Every permit issued under this division shall be valid for the period of time stated therein, but in no event shall any such permit be issued for a period of time in excess of 12 months.

(Code 1986, § 107.23)

Sec. 18-585. - Display.

Every peddler having a permit issued this division and doing business within the city shall display his permit upon the request of any person, and failure to do so shall be deemed an offense.

(Code 1986, § 107.22)

Sec. 18-586. - Revocation.

Any permit issued under this division may be revoked by the city commission for the violation by the permittee of any applicable section of this Code, state law or city ordinance, rule or regulation.

(Code 1986, § 107.24)

Secs. 18-587—18-589. - Reserved.